



SHUMAKER & SIEFFERT, P. A.
8425 SEASONS PARKWAY
SUITE 105
ST. PAUL MN 55125

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OFFICE OF PETITIONS

In re Application of
Phillips et al.
Application No. 10/693,007
Filed: October 24, 2003
Attorney Docket Number: 1023-284US01
Title of Invention: Z-AXIS ASSEMBLY OF
MEDICAL DEVICE PROGRAMMER

DECISION GRANTING PETITION


This is a decision on the petition under 37 CFR 1.10 (c) filed on June 14, 2004, requesting that the above-identified application be accorded a filing date of October 24, 2003, rather than the presently accorded filing date of October 23, 2003.

Petitioner contends the application was deposited in Express Mail service on October 24, 2003. In support, petitioner supplied a copy of Express Mail receipt No. ET987500744US (the same Express Mail number found on the itemized transmittal sheet accompanying the original application papers located in the official file). Petitioner has also supplied a copy of the Office stamped postcard receipt which contains a date of October 24, 2003.

In view of the above, the petition is **Granted**. No petition fee is due and none has been charged.

The application is being forwarded to Office of Initial Patent Examination for correction of the filing date to **October 24, 2003** and issuance of a corrected Filing Receipt.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3215.


Charlema R. Grant
Petitions Attorney
Office of Petitions